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FILED
FULTON COUNTY
COMMON PLEAS COURT

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PAUL E. MACDONALD
CLERK

**IN THE COURT OF COMMON PLEAS
FULTON COUNTY, OHIO**

GARY WODTKE,

Plaintiff,

v.

VILLAGE OF SWANTON,

Defendant.

) Case No. 09-CV-322

) Hon. James E. Barber

) **CONSENT ORDER**

This cause came to be heard upon Plaintiff's May 19, 2015 Motion to Show Cause and for Attorney Fees. The Court, having reviewed the motion, the Defendant's reply, and the Plaintiff's response; and having consulted with counsel at the June 15, 2015 hearing, and being duly advised in the premises, enters this Order, with the consent of the parties, as follows:

The Court confirms all prior orders entered in this case, including its January 17, 2014 Final Judgment Entry holding, among other things, that Plaintiff is entitled to erect a tower, to construct the 60-foot Rohn 55G tower for amateur radio antennas and all of its constituent parts for the amateur radio antenna system, including, but not limited to, mast, antennas, rotators, cabelling, guy wires, and the antenna support structure (all of which together exceeds the height of the Rohn 55G tower).

M.M.

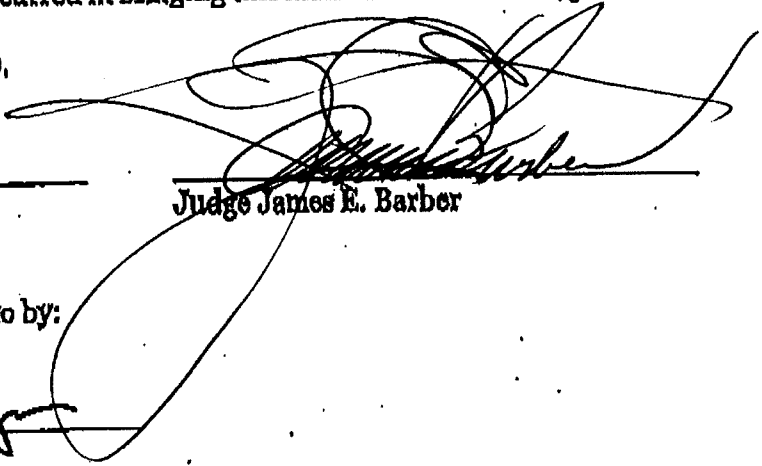
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This Consent Order is the equivalent of a building permit duly issued by Defendant under Ohio law and gives Plaintiff, and his heirs, successors and assigns, all the rights of a duly issued building permit, including but not limited to, the permission to go forward and to complete the construction of the tower and all appurtenances described above without interference by Defendant or any third party; further, the rights include, without limitation, the rights to maintain and improve the tower and its constituent parts consistent with industry standards and improved designs, specifications, parts and products. Defendant is to reimburse the Plaintiff for his attorney fees reasonably incurred in bringing this motion not to exceed \$500.

IT IS SO ORDERED.

Date: 7-22-15

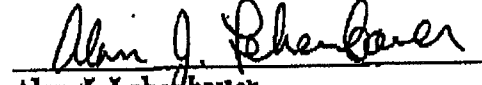


Judge James E. Barber

Approved and Consented to by:



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